

AUG 16 2006 17:19 FR PROSKAUER ROSE LLP 202 347 9481 TO 7602#66781001#15 P.01

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PROSKAUER ROSE LLP

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NEW ORLEANS
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CUSTOMER NO: 61263

Date August 16, 2006 Attorney Docket No. 66781-017US

Total Pages (Including Cover) 21

From Paul M. Booth

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Sender's Email Address pbooth@proskauer.com

Fax Transmittal

Sender's Room Number DC

Main Fax Number 202.416.6899

To: U.S. PATENT & TRADEMARK OFFICE

Fax No.: 571-273-8300

Message

OFFICIAL COMMUNICATION

RE: U.S. Application No. 10/550,715
 Filing Date: March 24, 2004
 First Named Inventor: Abelardo Silva
 Art Unit: Unassigned
 Examiner: Unassigned

SUBMITTED PAPERS:

- CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8 FORM PTO/SB/97 (1 page)
- TRANSMITTAL FORM PTO/SB/21 (1 page)
- FEE TRANSMITTAL FORM PTO/SB/17 (1 page)
- PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (1 page)
- NOTICE OF MISSING PARTS (2 pages)
- PRELIMINARY AMENDMENT (10 pages)
- EXECUTED DECLARATION AND POWER OF ATTORNEY (4 pages)

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PTO/SB/97 (09-04)

Approved for use through 07/31/2008. CMB 08E1-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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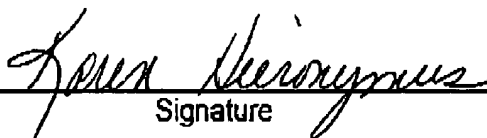
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Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on August 16, 2006
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Karen Hieronymus

Typed or printed name of person signing Certificate

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Registration Number, if applicable

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IDENTIFIED SUBMITTED PAPERS RE: APPLN NO. 10/550,715:

- TRANSMITTAL FORM PTO/SB/21 (1 page)
- FEE TRANSMITTAL FORM PTO/SB/17 (1 page)
- PETITION FOR EXTENSION OF TIME (1 page)
- NOTICE TO FILE MISSING PARTS (2 pages)
- PRELIMINARY AMENDMENT (10 pages)
- EXECUTED DECLARATION AND POWER OF ATTORNEY (4 pages)


This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.34. This collection is estimated to take 1.6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

TRANSMITTAL FORM	Application Serial Number	10/550,715
	Filing Date	March 24, 2004
	First Named Inventor	Abelardo Silva
	Group Art Unit	Unassigned
	Examiner Name	Unassigned
	Attorney Docket No.	66781-017US
	Patent No.	Not applicable
	Issue Date	Not applicable

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ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fcc Transmittal Form <input type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fcc Transmittal Form <input checked="" type="checkbox"/> Amendment/Response <input checked="" type="checkbox"/> Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____] <input checked="" type="checkbox"/> Petition for Extension of Time (1 month) <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Sequence Listing submission <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above	<input checked="" type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553) <input type="checkbox"/> Formal Drawing(s) <input type="checkbox"/> Request For Continued Examination (RCE) Transmittal <input type="checkbox"/> Power of Attorney (Revocation of Prior Powers) <input type="checkbox"/> Terminal Disclaimer <input checked="" type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> CD(s) for large table or computer program <input type="checkbox"/> Amendment After Allowance	<input type="checkbox"/> Request for Certificate of Correction <input type="checkbox"/> Certificate of Correction (in duplicate) <input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences <input type="checkbox"/> Appeal Brief (in triplicate) <input type="checkbox"/> Status Inquiry <input type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8 <input type="checkbox"/> Additional Enclosure(s) (please identify below)

CORRESPONDENCE ADDRESS Direct all correspondence to: PATENT ADMINISTRATOR Proskauer Rose LLP 1001 Pennsylvania Ave., N.W. Suite 400 Washington, D.C. 20004 Tel. No.: (202) 416-6800 Fax No.: (202) 416-6899 CUSTOMER NO: 61263	SIGNATURE BLOCK <div style="text-align: center;">  Respectfully submitted, Paul M. Booth Attorney for the Applicant(s) Proskauer Rose LLP 1001 Pennsylvania Ave., N.W. Suite 400 Washington, D.C. 20004 </div>
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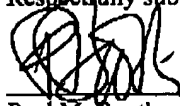
08/22/2006 MAYPAGH 00000108 503840
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Date: August 16, 2006
 Reg. No.: 40,244
 Tel. No.: (202) 416-6800
 Fax No.: (202) 416-6899

FEE TRANSMITTAL FY 2006				Complete if Known	
				Application Serial No.	10/550,715
				Filing Date	March 24, 2004
				First Named Inventor	Abelardo Silva
				Group No.	3064
				Examiner Name	Unassigned
				Confirmation No.	Unassigned

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METHOD OF PAYMENT				FEE CALCULATION (continued)																																																																																																																													
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<input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 50-3840 <input checked="" type="checkbox"/> Required Fees (copy of this sheet enclosed). <input checked="" type="checkbox"/> Additional fee required under 37 CFR 1.16 and 1.17. <input checked="" type="checkbox"/> Overpayment Credit.				<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 15%;">Large Entity</th> <th style="width: 15%;">Small Entity</th> <th style="width: 55%;">Fee Description</th> <th style="width: 15%;">Fee Paid</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td>Surcharge - late filing fee or oath</td> <td>65.00</td> </tr> <tr> <td></td> <td></td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Non-English specification</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Request for ex parte re-examination</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Extension for reply within 1st mo.</td> <td>60.00</td> </tr> <tr> <td></td> <td></td> <td>Extension for reply within 2nd mo.</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Extension for reply within 3rd mo.</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Extension for reply within 4th mo.</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Extension for reply within 5th mo.</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Petitions to the Director</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Submission of IDS</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Filing a submission after final rejection (37 CFR 1.129(a))</td> <td></td> </tr> <tr> <td></td> <td></td> <td>For each additional invention to be examined (37 CFR 1.129(b))</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Certificate of Correction for applicant's error</td> <td></td> </tr> <tr> <td></td> <td></td> <td>Submission of Terminal Disclaimer</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: center;">Other fee (Specify) _____</td> </tr> <tr> <td colspan="4" style="text-align: center;">Other fee (Specify) _____</td> </tr> <tr> <td colspan="3" style="text-align: right;">4. TOTAL:</td> <td>\$125.00</td> </tr> </tbody> </table>				Large Entity	Small Entity	Fee Description	Fee Paid			Surcharge - late filing fee or oath	65.00			Surcharge - late provisional filing fee or cover sheet				Non-English specification				Request for ex parte re-examination				Extension for reply within 1 st mo.	60.00			Extension for reply within 2 nd mo.				Extension for reply within 3 rd mo.				Extension for reply within 4 th mo.				Extension for reply within 5 th mo.				Notice of Appeal				Filing a brief in support of an appeal				Request for oral hearing				Petitions to the Director				Submission of IDS				Filing a submission after final rejection (37 CFR 1.129(a))				For each additional invention to be examined (37 CFR 1.129(b))				Certificate of Correction for applicant's error				Submission of Terminal Disclaimer		Other fee (Specify) _____				Other fee (Specify) _____				4. TOTAL:			\$125.00	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 15%;">Application Type</th> <th style="width: 15%;">Filing</th> <th style="width: 15%;">Search</th> <th style="width: 15%;">Examination</th> <th style="width: 15%;">Fee Paid</th> </tr> </thead> <tbody> <tr> <td>Utility</td> <td>300</td> <td>500</td> <td>200</td> <td></td> </tr> <tr> <td>Design</td> <td>200</td> <td>100</td> <td>130</td> <td></td> </tr> <tr> <td>Plant</td> <td>200</td> <td>300</td> <td>160</td> <td></td> </tr> <tr> <td>Reissue</td> <td>300</td> <td>500</td> <td>600</td> <td></td> </tr> <tr> <td>Provisional</td> <td>200</td> <td>0</td> <td>0</td> <td></td> </tr> </tbody> </table>				Application Type	Filing	Search	Examination	Fee Paid	Utility	300	500	200		Design	200	100	130		Plant	200	300	160		Reissue	300	500	600		Provisional	200	0	0	
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If the specification and drawing exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).																																																																																																																																	
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Direct all correspondence to: Patent Administrator Proskauer Rose LLP 1001 Pennsylvania Avenue, N.W., Suite 400 Washington, D.C. 20004 Tel. No.: (202) 416-6800 Fax No.: (202) 416-6899 CUSTOMER NO: 61263																																																																																																																																	

SIGNATURE BLOCK	
Date: August 16, 2006 Reg. No.: 40,244 Tel. No.: (202) 416-6800 Fax No.: (202) 416-6899	Respectfully submitted,  Paul M. Booth Attorney for the Applicant(s) Proskauer Rose LLP 1001 Pennsylvania Ave., N.W., #400 Washington, D.C. 20004

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P.O. Box 1409
Alexandria, Virginia 22313-1409
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/550,715	FIRST NAMED APPLICANT Abelardo SILVA	ATTY. DOCKET NO. 38911-0017
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INTERNATIONAL APPLICATION NO. PCT/US04/08847

26633
HELLER EHRMAN WHITE & MCAULIFFE LLP
1717 RHODE ISLAND AVE, NW
WASHINGTON, DC 20036-3001

I.A. FILING DATE 03/24/2004	PRIORITY DATE 03/24/2003
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PROSKAUER ROSE LLP

JUN 28 2006

CONFIRMATION NO. 3064

371 FORMALITIES LETTER



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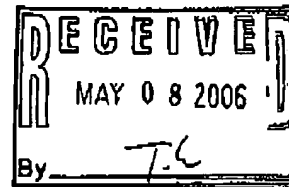
Decl Fees
Due: 7/3/06

Date Mailed: 05/03/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/26/2005
- Copy of the International Search Report filed on 09/26/2005
- U.S. Basic National Fees filed on 09/26/2005
- Priority Documents filed on 09/26/2005
- Specification filed on 09/26/2005
- Claims filed on 09/26/2005
- Drawings filed on 09/26/2005



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$5305 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

REVIEWED

Total additional fees required for this application is \$5370 for a Small Entity:

- \$65 Surcharge.
- Total additional claim fee(s) for this application is \$ 5305
 - \$1800 for 18 independent claims over 3.
 - \$3325 for 133 total claims over 20.
 - \$180 for multiple dependent claim surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FRANCINE YOUNG

Telephone: (703) 308-9140 EXT 215

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/550,715	PCT/US04/08847	38911-0017

FORM PCT/DO/EO/905 (371 Formalities Notice)